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The Courier-Journal.

VOL. CVI. NEW SERIES—NO. 13,734.

LOUISVILLE, WEDNESDAY MORNING, AUGUST 8, 1906.—10 PAGES.

Once in a while you may find a good
tenant by chance. But a Courier-
Journal want ad will find him at
the time you want him.

The Weather.
Forecast for Wednesday and Thursday:
Kentucky—Local rains and thunder-
storms Wednesday and Thursday; warmer
Thursday.
Indiana—Showers Wednesday; fair and
warmer Thursday; fresh winds, mostly
south.
Tennessee—Local showers Wednesday
and Thursday; warmer Thursday.

THE LATEST.
The members of the jury which will
try B. F. French, John Abner and John
Smith, charged with murdering James
B. Marcum, have been selected from
residents of Lee county. All are sub-
ject to peremptory challenges. The
panel will be completed from residents
of Powell county. Attorney Byrd, of
the prosecution, caused a sensation by
declaring that the jurors chosen had
"come here for the purpose of getting
on the jury at all hazards, just as most
of the Hargis and Callahan jurors
had done."

Theodore Stensland, vice president
of the defunct Milwaukee-avenue State
Bank of Chicago, was arrested yesterday
on the charge of violating the
State banking laws. He was released
on bond of \$5,000. Paul Stensland,
president, and Henry W. Hering, cash-
ier of the bank are believed to have
taken refuge in Canada.

Iowa Democrats in convention yester-
day at Waterloo nominated a full
State ticket headed by Claude R. Por-
ter for Governor, and pledged their
support to William J. Bryan for the
Democratic presidential nomination in 1908.

Myrtle Fugate identified Joe Cush-
ionberry as the negro who attempted
to criminally assault her. A large
crowd gathered at the Madisonville
jail and the negro was taken to Hen-
derson for safe-keeping.

Dr. C. C. Hendricks, of Atlantic City,
N. J., has filed suit at Pittsburgh against
Mrs. Laura Biggar Bennett, widow of
R. M. Bennett, a former theatrical
manager, claiming \$299,980 for pro-
fessional services.

Superintendent James Allison, of the
Cincinnati House of Refuge, and his
assistant, Peter Costello, are to be per-
mitted to resign, charges of cruelty to
the inmates having been preferred
against them.

The International American Confer-
ence at its session in Rio Janeiro yester-
day unanimously adopted the arbitra-
tion project.
The mission to The Hague was referred to
a committee.

It is reported from Sasebo that after
repeated failures the battleship Mikasa,
which sank last September, after an
explosion had occurred on board, has
been successfully floated.

Newton H. White has been appointed
a member of the Tennessee Railroad
Commission to fill the vacancy caused
by the recent death of James N. Mc-
Kenzie.

Crazed by the heat James Lupo, of
New York, shot and killed his wife and
then sent a bullet through his own
brain inflicting a probably mortal
wound.

On account of heavy rains and the
damage to the camp by wind and wa-
ter, all maneuvers were abandoned yester-
day at Camp Benjamin Harrison.

A jury at Union City, Tenn., awarded
Miss Lola Walker \$21,000 damages
against Col. Dick Edwards for alleged
breach of promise.

The Philadelphia grand jury found
true bills of indictment against four-
teen members of the Philadelphia Ice
Exchange.

J. M. Speyer, a circus performer, has
been sentenced to hang at Kansas City
September 21 for the murder of
his son.

The third annual conference of the
International League of Women Sur-
fragists began yesterday at Copen-
hagen.

Pieas Childers, a farmer, near No-
wata, I. T., shot and killed his step-
daughter and then fatally wounded his
wife.

Charles S. Carey, Solicitor of the
Treasury under President Cleveland,
died yesterday at Olean, N. Y.

Gov. Warfield, of Maryland, will at-
tend the reunion to-day of former
Marylanders at Springfield, O.

Frank Jacobs, a merchant seventy-
five years of age, committed suicide at
Bay St. Louis, Miss.

Arguments of the attorneys were
closed yesterday in the Harle divorce
case at Pittsburgh.

A detailed statement shows that the
indebtedness of Zion City amounts to
nearly \$5,000,000.

William Irlie, one of the founders of
the White Star Line died yesterday in
Liverpool.

The will of Lady Curzon of Kedleston
was filed for probate yesterday in Lon-
don.

Gen. Andre and Gen. Negrier fought
a bloodless duel yesterday in Paris.

SELECTING
THE JURYTen Men From Lee County
Qualify.Will Complete the Panel
From Powell.Attorney Byrd Makes Sensa-
tional Charge.

OBJECTED TO BY DEFENSE.

Beattyville, Ky., Aug. 7.—[Special].—
The jury or a part of it to try B. F.
French, John Abner and John Smith
for the murder of James B. Marcum
will be secured from Powell county, the
court so deciding just before adjourn-
ment this afternoon. The venire of
thirty men summoned last week from
this county to try the case was ex-
hausted this afternoon, with ten of
the number qualifying as competent,
all of them, however, being subject to
peremptory challenges from both the
Commonwealth and defense.

In urging that the motion to select a
jury from another county be sustained,
Attorney Byrd blamed Jim Hargis, Ed
Callahan and Judge Riddell's jury com-
missioners for the manner in which
the panel of thirty men had been se-
lected, and he scored the methods in-
dulged in by the defense in the trial
of Hargis and Callahan, as well as in
the present trial. He said that out of
the thirty men summoned more than
half of them had admitted on examina-
tion that they could neither read nor
write, that they had been in Beatty-
ville during the former trial, but had
never discussed the assassination of
Marcum, and that some of them did
not even know who was on trial, that
those who could read swore they had
never read the papers regarding the
death of Marcum or who was accused
of procuring his death.

Did Not Believe Them.

Attorney Byrd frankly told the court
he did not believe the jurors, and said
that in his opinion they had come here
for the purpose of getting on the jury
at all hazards, just as most of the
Hargis and Callahan jurors had done.
Mr. Byrd said to Judge Dorsey that he
was plain in the matter, as he was
sincere in what he said, and he asked
the court if he believed the statements
of many of the jurors who had qual-
ified. The statement by Attorney Byrd
created a profound sensation in the court-
room. He said it was indeed strange
that in a county largely Republican
thirty men could be summoned, twenty-
six of whom were Democrats, a ma-
jority of whom had absolutely no in-
telligence.

A clash between the representatives
of the Commonwealth and defense was
imminent this morning and was nar-
rowly averted through the interference
of Judge Dorsey. Judge James K. Rob-
erts, of counsel for the defense, took
exceptions to the allegations contained
in the affidavit of Mrs. Marcum, in
which she stated that she had been
reliably informed that the defendants
and Hargis and Callahan and their
allies and attorneys had been spending
much time and money in canvassing
the county in an effort to get jurors
who would acquit.

It is alleged that the same tactics had
been employed previous to the trial of
Hargis and Callahan. Judge Roberts
said any attorney who would engage
in such practice was not fit to be a
member of the bar, and he demanded a
prompt and rigid investigation.

Judge Dorsey called on the represen-
tatives of the Commonwealth to make
good their charges or retract the state-
ment.

Commonwealth's Attorney Adams
stated that the affidavit was prepared
and sworn to by Mrs. Marcum and he
believed that she had been so informed.
He stated that he had been called upon
to prepare an affidavit it would have
contained practically the same language
as he, too, had been informed along the
same line. Judge Roberts replied that
he could speak with authority for him-
self, and Ed Hogg and Hugh Riddell,
both of whom were absent and also for
W. A. Young. In regard to the latter,
however, he modified his statement by
saying that he had only known him a
short time and was not thoroughly ac-
quainted with his mode of practice.

Signal Given.

Attorney Adams stated that during
the trial of Hargis and Callahan, he
had watched the movements of an at-
torney for the defense and had seen
him enter the court room with every
man summoned for jury service and
had heard that a signal was given as
to whether or not the juror would be
for or against the defendants.

Attorney Adams supplemented this
by giving the name of the attorney, and
at the same time the defense announced
time before the defense announced
the hostilities by calling the attorneys to
time and telling them to settle the mat-
ter at another time. The entire day was
taken up in petty arguments by the at-
torneys and it was almost adjourning
time before the defense announced
ready and the selection of the jury was
begun. When the panel had been ex-

SOUTH TEXAS
FLOOD-SWEPTProbably Twenty-five Lives
Have Been LostAnd Hundreds of People Left
Homeless.Colorado River From Four
to Six Miles Wide.

RESCUE PARTIES AT WORK.

SAYS CUSHIONBERRY
WAS HER ASSAILANTMYRTLE FUGATE IDENTIFIES
NEGRO SUSPECT.PRISONER TAKEN TO HENDER-
SON TO AVOID MOB.

JUDGE ADDRESSES CROWD.

Madisonville, Ky., Aug. 7.—[Special].—
Joe Cushionberry was identified this
morning by Myrtle Fugate as the ne-
gro who attempted to criminally as-
sault her Friday. She was brought to
the city this morning by her father,
George Fugate, and in company with
Attorney Gray and Jailer T. Craig
went to the jail, where she identified
Cushionberry. The officials lined up
four negroes and Miss Fugate almost
immediately pointed out Cushionberry,
declaring, "That is he; I know him by
his webbed hands." As soon as it be-
came known that the negro had been
identified considerable excitement was
aroused and threats were heard on the
streets. The officers decided to take
no chances and Cushionberry was
spirited away to Henderson late this
afternoon, where he will remain until
Wednesday, returning here for an ex-
amination trial before Judge Wilson at 10
o'clock. County Judge Wilson ad-
dressed a large crowd in the court-
house to-day, assuring them that the
law would act quickly and give the ne-
gro justice, and asking them to re-
sist to no violence.

A large crowd will be here if the
negro is returned for trial Wednesday.

Denies He Is Guilty.

Henderson, Ky., Aug. 7.—[Special].—
Joe Cushionberry, charged with crim-
inal assault on Miss Myrtle Fugate,
near Madisonville a few days ago, was
brought here late this afternoon and
lodged in jail. Cushionberry says that
Miss Fugate identified him, but that he
was not the man.

ZION CITY OWES
NEARLY \$5,000,000.

Chicago, Aug. 7.—The first detailed
statement of the indebtedness of Zion
City was given to the investors at a
meeting in the college building at Zion
City last night. The table showed a
total of nearly \$5,000,000 indebtedness,
which it is proposed by Overseer W. G.
Vollie, to pay by funding the entire in-
debtedness for a term of years, and to
issue bonds bearing 6 per cent. inter-
est. The proposition was accepted
and the board of directors voted to
send an agent to obtain a vote of the
800 investors present, there being but
two dissenting votes.

MAD WOMAN'S ACT
CAUSES THREE DEATHS.

South Bend, Ind., Aug. 7.—Dr. E. H.
Denslow, husband of the demented
woman who last night saturated her
clothing with gasoline and set fire to
it, died to-day from burns received
while trying to save his wife's life. Miss
Eugene Balfour, sister of Mrs. Denslow,
also died to-day from the burns she re-
ceived in an effort to extinguish the
flames that were burning Mrs. Denslow
to death.

After saturating her clothing with
gasoline Mrs. Denslow threw a pan
of the liquid on her husband and when
he endeavored to smother the flames
enveloping his wife, he was instantly
a mass of fire. Mrs. Denslow burned
to a crisp.

AGED MERCHANT
COMMITTS SUICIDE.

New Orleans, Aug. 7.—Frank Ja-
cobs, of Bay St. Louis, Miss., a mer-
chant seventy-five years old, shot and
killed himself to-day at place to-day,
under unusual circumstances. He had
written to the Parker Blake Company
purchasing a quantity of drugs, which
the company replied it would not send,
inasmuch as there is a drug house at
Bay St. Louis. Jacobs then wrote a
letter to the manager of the company
here. He was arrested on the charge
that this letter contained objectionable
matter and his suicide followed.

DEATH CAUSED BY
FALL FROM BUILDING.

Evansville, Ind., Aug. 7.—[Special].—
William Berry died to-day as the re-
sult of falling from the fourth story
of a building last Saturday. He was
married.

Drowned in Lake Geneva.

Beloit, Wis., Aug. 7.—Miss Ruth Mac-
Cumber, of this city, aged twenty-two
years, was drowned in Lake Geneva
while bathing. Henry D. Smith, a
divinity student at Beloit College, was
trying to rescue her, nearly lost his
life, and his recovery is not yet as-
sured.

TARIFF FOR
REVENUE ONLYBattle Cry Sounded by Dem-
ocrats of Iowa.Claude R. Porter Nominated
For Governor.Bryan Indorsed For Presi-
dential Candidate.

STRONG ANTI-TRUST PLANK.

Waterloo, Ia., Aug. 7.—The Demo-
cratic State convention to-day nomi-
nated a full State ticket headed by
Claude R. Porter, of Appanoose county,
for Governor, adopted a platform and
adjourned sine die to-night.

The platform favors a tariff for re-
venue only, the election of United States
Senators by direct vote of the people
and demands the enactment of such
legislation as will effectually destroy
all trusts.

The platform expresses sympathy
with the purposes of national labor or-
ganizations as set forth in recent ad-
dresses by Samuel Gompers, John
Mitchell and others, calling on labor to
assert its political rights at the ballot
box.

A resolution was adopted pledging to
William Jennings Bryan the support
of Iowa Democrats for the presidency
in 1908.

The Ticket.

The ticket nominated follows:
Governor, Claude R. Porter.
Lieutenant Governor, John D. Den-
nison, Jr.

Secretary of State, J. S. McLeuen.

Auditor, C. E. Munroe.

Treasurer, L. F. Danforth.

Attorney General, Frederick A. Town-
send.Superintendent of Public Instruction,
W. S. Wilson.Judges Supreme Court, L. M. Fisher
and E. M. Carr.

Clerk Supreme Court, T. W. Keenan.

Reporter Supreme Court, H. M.
Parker.Railroad Commissioners, W. I. Car-
penter and E. K. Stoll.It required four ballots to nominate
a candidate for Governor.John D. Dennison was nominated for
Lieutenant Governor by acclamation.Both Porter and Dennison were called
before the convention and spoke briefly.Other nominations were made by ac-
clamation until Judges of the Supreme
Court were reached. Four names were
presented and on roll call L. M. Fisher
and E. M. Carr were nominated over
E. A. Sager and E. C. Herrick.

Temporary Chairman's Speech.

In opening the convention Temporary
Chairman, W. W. Hamilton spoke in
part as follows:

We are at this time confronted with
a condition of affairs unparalleled in
the history of this State. We are con-
sidering what has taken place in this
country in the last ten years—graft, fraud,
corruption and every sort of crime
forming a great combination into great
and unparalleled brazenry and boldness
upon the part of the bloodsuckers of our
national wealth and prosperity, where
the honest man is a laughing stock
and the dishonest man is a hero.

The time has come when we realize the
magnitude of these things. It becomes im-
possible for us to inquire what has pro-
duced these conditions and why all this
graft, corruption and favoritism, and what
is the remedy? The people at this time
have a great work before them, and one
that calls for deliberation and a deter-
mination to be just. Conditions that pre-
vail in great municipalities, State and
national government, demand drastic
measures, only limited by a desire to be
absolutely just, and any measure to ac-
complish these ends cannot be called rad-
ical until the hands of the government
are in the hands of the people and
released them from the influences of
corporate greed and selfish interests.

The control of the affairs of Govern-
ment has gotten away from the people,
and it is necessary for them to come for-
ward to the rescue.

The time has come when there is to be
a death struggle between the people
upon the one hand and the Rockefeller,
Morgans and their fellow associates
upon the other as to the control of the affairs
of this nation.

The Platform.

The platform unanimously adopted
demands legislation to destroy trusts;
favors rate regulation in Iowa to give
rates as low as interstate rates; favors
a two-cent passenger fare; a State pri-
mary law that will protect all parties;
election of United States Senators by
a direct vote of the people; favors laws
to punish corporations for contribution
to political funds, and favors the as-
sessment of railroads in Iowa by a
nonpartisan commission.

On the tariff and national questions
the platform says:

We demand the enactment of such
legislation as will effectually destroy all
trusts, and the strict enforcement of all
laws concerning the same and we de-
nounce the Executive of the State of
Iowa for failure to enforce existing laws.
We favor election of United States
Senators by direct vote of the people.
We are in favor of absolute and un-

FIVE HUNDRED HOMELESS.

Country Around Brownwood Inun-
dated for Many Miles.

Brownwood, Tex., Aug. 7.—Five hun-
dred people are homeless as the result
of a flood here. Last night the water
was standing within three feet of the
high-water mark of 1900. A strip of
country thirty miles long by from two
to four miles wide is covered with
from three to ten feet of water. Rail-
way tracks have been washed out for
miles, and a pile-driver sent out with
200 laborers was unable to proceed fur-
ther than here. Telegraph and tele-
phone wires are down, and many lives
are reported lost, but there has as yet
been no confirmation of loss of life.

All Lowlands Flooded.

Ardmore, I. T., Aug. 7.—A terrific
rain almost equal to a cloudburst fell
in this section last night and to-day.
All streams are full of their bars, and
the lowlands are flooded. A portion of
the Santa Fe north of Paoli has been
washed away, and the Frisco bridge,
near Francis, is reported out. All
trains are running behind schedule.
The Canadian and Washita rivers are
the highest in years.

OFFICIALS RESIGN
UNDER CHARGES.

Cincinnati, O., Aug. 7.—James Allison,
of the House of Refuge, and his assist-
ant, Peter Costello, are to be permitted
to resign, charges of cruelty to the in-
mates have been preferred against them.
The board of public service sus-
pended them and appointed a Commit-
tee of Investigation. The committee's
report was presented to the board to-
day. A resolution to reinstate the sus-
pended officers was defeated. A motion
to discharge them was about to be of-
fered when it was suggested that they
would resign and the motion was with-
drawn.

RAILROAD COMMISSIONER
OF TENNESSEE.

Nashville, Tenn., Aug. 7.—[Special].—
Gov. Cox to-day appointed former
Senator Newton H. White, of Giles
county, State Railroad Commissioner,
to fill the vacancy caused by the death
of James N. McKenzie. Mr. White
will enter at once upon his duties. In
accepting the appointment Mr. White
said: "I have accepted the appoint-
ment, but under no conditions will I
accept a nomination nor be a candidate
for re-election."

DR. MENEFEE UNABLE
TO SUSTAIN CHARGES
AGAINST HOSPITAL.Admits That He Depended Mainly Upon Hearsay
Evidence In His Allegations.Quickly Weakens When Placed Under Fire of Cross-
Examination By Attorney.Says Dr. August Schachner Provided Much of the
Material For His Statements.Visited the Hospital In Coupe at Two O'clock Last
Christmas Morning.Board of Public Safety Will Continue Hearing
This Afternoon.

MENEFEE ONLY WITNESS YESTERDAY.

The following was added as indorse-
ment of William J. Bryan:We indorse the excellent character,
peerless statesmanship, the high-minded
and pure personality of Democracy's
succeeded leader, William Jennings Bryan,
and pledge him our unqualified support
for the Presidency in 1908.

MAJ. MENEFEE REPLIES

Before Evansville Convention to Sen-
ator Hemenway's Speech.Evansville, Ind., Aug. 7.—[Special].—
The Democrats of this (Vanderburg)
county met here to-day and nominated
a full county ticket. The feature of
the convention was the speech of Maj.
C. V. Menefee, of Mt. Vernon, Ind.,
Democratic nominee for Congress in
the First district. Maj. Menefee re-
plied to the speech of United States
Senator James A. Hemenway at Boon-
ville, Ind., last Saturday, in which he
attacked Maj. Menefee, saying he is a
tax-dodger and that in spite of the fact
that the Government educated him, he
had not offered his services to the na-
tion when the Spanish-American War
broke out. Maj. Menefee denied both
charges, and showed by the records
that he had offered his services to the
Naval Department at the beginning of
the war with Spain. Maj. Menefee de-
clared that Senator Hemenway was a
friend of the railroad, and that the
railroads had prevented sufficient ap-
propriations for the great Ohio river.
The following ticket was nominated:
State Representatives, William E. Kel-
ler and Lee L. Jackson; Coroner, Wil-
liam L. Farmer; Surveyor, Louis Topp;
Recorder, Harry Horst; Sheriff, W.
William Wilson; Judge of the Superior
Court, John Browder; Prosecuting At-
torney, Fred M. Hostetter; Auditor, W.
E. Wilson; Treasurer, Robert Ganton;
Commissioners, Henry Helfrich and
Henry Hardig.

TAGGART'S POSITION.

Knows Nothing of a Request for His
Resignation.

Indianapolis, Ind., Aug. 7.—[Special].—
National Democratic Chairman Taggart
said to-day that he did not intend to
accept to call a meeting of the National
Committee during the reception to Mr.
Bryan in New York, and did not know
of any necessity for such a meeting
exists. He was told that it was reported
from the East that he might be
asked to resign.

"Why should I resign?" he asked, and
then he said there was no occasion for
such course, and he would not talk
about it. Asked what he would do should
Bryan request his resignation, he said
that he would not discuss such a propo-
sition. It is learned from some of the
party's close friends, however, that he
has not been advised that he will be
asked to resign, except through the
press, and that he does not believe
there are any steps in progress to get
the committee together to consider in
any way his connection with the French
Lick resort.

BRYAN IN NEW YORK.

Will Not Speak for Hearst as an
Independent Candidate.

New York, Aug. 7.—[Special].—On
very good authority, highly placed in
Tammany Hall, the statement was made
this afternoon that William J. Bryan
has conditionally promised to make one
or more speeches in support of the
New York State Democratic nominees
this fall. Mr. Bryan will, it is ex-
pectably stated, support W. R. Hearst
if he runs as an independent candidate
without the Democratic nomination.

Crittenden for Bryan.

New York, Aug. 7.—Thomas T. Crit-
tenden, of Kansas City, who was elected
Governor of Missouri in 1880, and who
is the oldest living former Govern-
or of that State, will be one of the
Missouri delegates who will come to
this city to welcome Mr. Bryan. In a
letter to the reception committee he
wrote:

"I am out of politics, rendered morose
by age than by inclination, yet I want
to be in again to see Mr. Bryan nomi-
nated for and elected President. I was
not in full accord with his views on
silver, but I believe that I can believe
now that he would make the best Pres-
ident ever in the chair."

Nominated for Congress.

Ogdenburg, N. Y., Aug. 7.—State
Senator George Maib, of Ogdenburg,
was nominated to succeed Congressman
Flack, of Malone, at the Twenty-sixth
congressional district Republican con-
vention here to-day.

Nominated for Congress.

Marlette, O., Aug. 7.—The convention
of Democrats of the Fifteenth district
to-day nominated the Hon. George M.
White, of Marlette, for Congress by
acclamation.

Bryan at Pompeii.

Naples, Aug. 7.—William J. Bryan
to-day visited Pompeii. He will proceed
from Naples to Rome.

LADY CURZON'S WILL
FILED FOR PROBATE.

London, Aug. 7.—The will of Lady
Curzon, of Kedleston, who died July
18, was filed for probate to-day. It is
dated December 15, 1893, and was made
on board the steamship Arabia. The
value of the estate is placed at \$3,375.
The testatrix gives numerous jewels to
her husband in trust for their eldest
son, to go to him as heirlooms with
the title, but should she die before he
they will then go to their daughter.
The diamond jewels given to her by
Lord Curzon, father of Lord Curzon
of Kedleston, she leaves to her hus-
band for life, and then to the owner of
Kedleston title. She is painting by
Millet and a number of books go to
her father and her furs go to her
mother. The residue is left to her hus-
band.

THIRTY-FOUR MAJORITY FOR
INDEPENDENT CANDIDATE.

Nashville, Tenn., Aug. 7.—[Special].—
The Davidson county Election Com-
mission finished the count of the tally
sheets in the Sheriff's race to-night
and declared John, Independent, elect-
ed by thirty-four votes.

Well-Known Lawyer Dead.

Olean, N. Y., Aug. 7.—Charles S. Carey,
a leading lawyer of this section and
Solicitor of the Treasury under Presi-
dent Cleveland, died to-day.

qualified Government control of inter-
state commerce.
We are heartily in sympathy with the
purposes of the national labor organ-
izations as set forth in the late address
of Samuel Gompers, John Mitchell and
others, calling labor to assert its po-
litical rights at the ballot box, and we
condemn government by injunction.

The Bryan Plank.

The following was added as indorse-
ment of William J. Bryan:
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peerless statesmanship, the high-minded
and pure personality of Democracy's
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friend of the railroad,

ONE OFFICIAL UNDER ARREST

President and Cashier Probably Safe In Canada.

Milwaukee Avenue Bank Thoroughly Looted.

Vice President Stensland Released On Bond.

SOME HOPE FOR DEPOSITORS.

Chicago, Aug. 7.—Theodore Stensland, vice president of the Milwaukee Avenue State Bank, was arrested late this afternoon on a charge of violating the banking laws of the State. Earlier in the day the institution was placed in the hands of a receiver and Paul Stensland, president of the bank, and father of the vice president, together with Cashier Hering, were officially declared fugitives from justice and their personal descriptions placed in the hands of the police throughout the country. Besides the discovery of many irregularities in the management of the bank, it was also found that even the safety deposit boxes owned and rented by the bank had been tampered with and rifled.

The specific charge on which Theodore Stensland was arrested was that of having accepted deposits at the bank when he knew the institution to be insolvent. The arrest was made in the office of Chief of Police Collins, where Stensland had gone to confer with the head of the Police Department.

The warrant for the arrest of the vice president was sworn out by J. P. Straub, a liquor dealer, who declared that last Saturday he deposited \$500 in the bank and that Theodore Stensland as one of the officers of the institution had knowledge then that the bank was insolvent. Later in the day Jacob J. Kern, a former State's Attorney, signed bonds for \$5,000 for the release of Theodore Stensland.

Ray of Hope for Depositors.

The day's developments were likewise productive of the first ray of hope for the depositors, who yesterday believed their savings of years swept away in the wreck. David R. Forgan, vice president of the First National Bank, and one of those to whom the status of the defunct bank's affairs had been laid bare, declared that probably seventy cents on the dollar would be paid in the final adjustment. The affairs of the bank are said to be in an almost hopeless tangle, new irregularities being disclosed as the examinations go deeper into the books. President Stensland loaned money to himself, it is alleged, by the subterfuge of having employees sign the notes.

Specific instances came to light during the day of the looting of safety deposit boxes. One in particular to which the attention of the police was called was that of Mrs. Lydia Herman, who declared that \$150 of her funds had been taken.

Probably in Canada.

The Clearing House Committee is sparing no effort to bring the missing president to justice. Handwriting experts, it is said, will be put to work at once upon the case to establish the seeming evidence of forgery.

Belief that Stensland has made his escape into Canada is supported by a report from Superior, Wis., that Sergeant of Police Darwin Scoon, of that city, saw the missing banker on a Duluth-Superior car en route to Superior. Another dispatch from Chief of Police McKenna at Superior tended to show that Stensland made his way to Canada by boat from Duluth. Cashier Hering is thought to have reached Canada by way of Detroit.

Crowds Around Bank.

There was a crowd of several hundred working people around the bank this morning. Numbers of the curious doors were closed and though there was no prospect of recovering funds during the day the people persistently remained. Their evident misery was accentuated by a drizzling rain.

Assistant Chief of Police Schuetter to-day personally took charge of the police guarding the bank. He soon sent a requisition to Chief Collins for more policemen, and a large number additional were promptly ordered to the vicinity.

The following message has been sent broadcast over the country by the police:

Arrest for embezzlement Henry W. Hering, cashier of Milwaukee Avenue State Bank, Carpenter street and Milwaukee avenue. Forty to forty-five years old, six feet two inches tall, 275 pounds, stout build, dark brown, chestnut hair, dark brown mustache, light suit. He is a good dresser. Send all information to INSPECTOR SHIPPY.

Receiver Named.

The appointment of a receiver was obtained by two women who hold claims aggregating less than \$300. The petition sets up that the two women are depositors; that August 6 the bank was closed and has not opened since; that it may never resume business; that the officials of the bank are not in their places and have departed from the city. The court was informed that the claimants and others are facing the loss of their money in the bank and that immediate action was necessary to protect them. The court was told that there are more than 20,000 persons who have money deposited in the alleged defunct institution and that most of these creditors are persons of little

means and who know little or nothing about business methods.

Charges were made that the officers of the bank have taken with them large sums of money belonging to the institution, and the court was asked to summon them to appear before him in the event they can be found and to demand that they give an accounting of the money said to be in their possession.

DREW MONEY FROM BANK

Only to Be Robbed on Car Before Getting Home.

Chicago, Aug. 7.—Mrs. Mary Grabolski drew from the safety deposit department of the bank \$186 to-day for "safe keeping." She had the money in her possession but a few moments when she was robbed of her purse in a street car. When she discovered her loss she set up such an outcry that the car was stopped, and the passengers made every effort to aid her in the search for the pickpocket. The robber, however, escaped.

CITY WANTS TO KNOW ABOUT ITS LEGACY.

Suit Filed to Inspect Accounts of Executors of Dr. Thomas W. Evans.

New York, Aug. 7.—Counsel representing the City of Philadelphia, the Thomas W. Evans Museum and Institute Society, of that city, and the heirs of Dr. Thomas W. Evans to-day asked Judge Giegerich for an order permitting them to inspect the books of the executors and trustees of the estate of Dr. Thomas W. Evans. Decision as to the order was reserved. Dr. Evans died in Paris in 1897 leaving an estate valued at about \$3,000,000. His will provided that after the heirs had received \$245,000 the residue of the estate should be used to found a museum for his art treasures and an institute for instruction in dentistry in Philadelphia. The heirs claim that after a contest over the probate of the will the executors agreed to allow them \$800,000 more than provided in the will. The petitioners now allege that only \$300,000 of the additional \$800,000 has been distributed and that the City of Philadelphia has received no part of its legacy.

Frederick R. Couderc, who appeared for the heirs of Dr. Evans, said that although the executors have received over \$4,000,000 in France since 1897, they had not produced a single scrap of paper to show what they had done with it, either in France or in the United States.

TO WELCOME BRYAN.

MR. WOODSON NAMES COMMITTEE OF KENTUCKIANS.

Has Been Allotted One Hundred Seats for Reception at Madison Square Garden.

Owensboro, Ky., Aug. 7.—[Special.]—National Committeeman Urey Woodson, of Kentucky, upon the request of the chairman of the committee having in charge the arrangements for the New York reception to W. J. Bryan, has invited the following Kentuckians to head the delegation from this State to welcome Mr. Bryan on his arrival in New York: John L. Gray, of Smithland; L. C. Flournoy, of Morganfield; Robert Thayer, Jr., of Bowling Green; Ben Johnson, of Bardonia; Thomas R. Gordon, of Louisville; D. Linn Gooch, of Covington; John R. Allen, of Lexington; R. F. Peak, of Shelbyville; John F. Hager, of Ashland; Allie W. Young, of Mt. Sterling; James Garrett, of Columbia. Mr. Woodson has been allotted one hundred seats in the Madison Square Garden for distribution among the Kentuckians and has the promise of more should he need them.

One of the railroad companies has offered a special train from Louisville to New York, consisting of Pullman sleepers and a dining car, provided as many as one hundred agree to make the trip together. It is believed that more than one hundred Kentuckians will be present at Bryan's homecoming in New York.

Mr. Hays in Logan County.

Russellville, Ky., Aug. 7.—[Special.]—Atty. Gen. N. B. Hays spoke yesterday afternoon at Russellville, Ky., where he was in the interest of his candidacy for Governor. He was introduced by Russellville by the Hon. John S. Rhea and by Adairville by J. C. Brown. He was greeted by large crowds at both places and was accorded an enthusiastic reception.

Joint Debate.

Taylorville, Ky., Aug. 7.—[Special.]—For the first time during their campaign the Hon. H. H. Helm, of Brownsville, and Judge John W. Hughes, of Mercer, candidates for Congress in the Eighth congressional district, met here in debate. The primary election will be held on September 1.

Primary September 20.

Paduach, Ky., Aug. 7.—The City Democratic Committee met last night and decided on September 20 for holding a primary election to nominate candidates for Aldermen, Councilmen, School Trustees, and Police Judge.

CLAIMS \$300,000 FOR TWO YEARS' SERVICES.

Atlantic City Physician Files Suit Against Mrs. Laura Biggar Bennett.

Pittsburg, Pa., Aug. 7.—Dr. C. C. Hendricks, of Atlantic City, N. J., entered suit in the County Court here to-day against Mrs. Laura Biggar Bennett, widow of Henry M. Bennett, a former local manager of Brooklyn and Pittsburg, claiming \$299,980 for professional services. Dr. Hendricks claims that he attended Mrs. Bennett in his private sanitarium in New Jersey for two years, and that he was only paid \$100 during that time.

The suit is in the nature of a foreign attachment, and attaches all goods, money, credits and chattels in the hands of Peter J. McNulty and James Platt, of Pittsburg, the executors of the will of Henry M. Bennett, and these defendants are ordered to show cause why they should not be ordered to pay the sum of \$299,980 to Dr. Hendricks. Dr. Hendricks says Mrs. Bennett died in Chicago, and to the best of his belief has no place of residence where service may be had on her in this State or country.

An Editor Bankrupt.

New Haven, Conn., Aug. 7.—It was announced to-day by the attorney for Lewis S. Welsh, owner and editor of the Yale Alumni Weekly, that he was financially embarrassed and that he had filed a petition in bankruptcy court. As soon as his schedule can properly be prepared, Mr. Welsh is one of the best known Yale men in this country and has been editor of the Yale Alumni Weekly for a number of years.

OFFICIALS OF LOOTED MILWAUKEE AVENUE STATE BANK OF CHICAGO.



PAUL STENSLAND, PRESIDENT.

HENRY W. HERING, CASHIER.

OPEN TO PUBLIC.

Committees to Consider Milk and Railroad Ordinances.

CONSIDERABLE OPPOSITION TO THE MILK ORDINANCE.

BOARD OF ALDERMEN PASSES APPROPRIATION ORDINANCE.

KERR'S RESOLUTION REJECTED.

Open sessions of the Revision Committee, which will consider the ordinance providing for the regulation of the sale of milk, and the Railroad Committee, which will consider the ordinance providing for right of way of the Kentucky Traction Company, from the twelfth and Magazine streets to the K. and J. bridge, were called for and agreed to at the meeting of the Board of Aldermen of the General Council last night. The milk ordinance was introduced by Dr. R. B. Gilbert and referred to the Revision Committee. The Railroad Committee of the Upper Board, which consists of Dr. Gilbert and Charles F. Taylor, met Monday and decided to report favorably on the measure. It was discovered last night, however, that the ordinance, which passed the lower board at the meeting Thursday night, had not been introduced into the proper way, never having been introduced in the Upper Board.

The appropriation ordinance, which passed the lower board at the last meeting, was reported favorably by the Finance Committee, and was passed by the unanimous vote of all present. The ordinance appropriated \$1,783,290.81 of the estimated tax receipts of the coming fiscal year. Alderman G. Wallace Embury attempted to force the Joint Senate Committee to report on the resolution to authorize the fixing of salaries of the members of the Eastern District, said the Joint Senate Committee had not time to investigate the matter and could not report. Alderman Embury asserted that he had the promise of Mr. Taylor that it would be reported last night and that he wanted it. Some rather sharp words were exchanged and at length it was decided that the committee should be made a special order of business for the first meeting of the Board in September.

Late in Assembling.

The board was called to order by President Owen Tyler at 8:30 o'clock with eight members present. They were: Aldermen Tyler, Barnes, Butler, Embury, Gilbert, Knecht, Lederman and Taylor.

Dr. Gilbert introduced the ordinance to regulate the sale of milk and milk products, which had been referred to the Revision Committee. Alderman Embury said that he had been asked by a large number of dairymen, who were interested in the bill and its passage, who had told him that they wanted to meet the committee when it introduced the ordinance. Mr. Lederman, chairman of the committee, said that he would give public notice as to the date when the ordinance would be introduced and the publication would meet to consider the bill and also would notify Mr. Embury. It was learned last night that the ordinance had the effect of causing dairymen and milk dealers to call on their representatives in the General Council to protest against its severity and to ask that they be heard and their interests be considered before the measure became a law.

The adjourning resolution received from the lower board setting Tuesday, August 28, as the date for the next meeting, occasioned considerable debate. Mr. Taylor wanted it amended to August 28. Mr. Barnes objected to the fact that the annual assessment ordinance, which passed the lower board last night, would be passed in August and said that three days would not be enough time, should any amendments be offered to it. Mr. Taylor explained that he would be out of the city until August 28. On motion of Mr. Lederman the date was changed to August 22. The resolution was adopted and later concurred in by the lower board.

Railroad Ordinance.

When the amended ordinance granting right of way to the Kentucky Traction Company was read by the clerk and had been referred to the Railroad Committee by the president, Alderman Butler said that the matters disposed of in the measure were of great and serious import to the residents and property owners in the part of the

Twelfth ward through which the tracks would pass if laid from Thirteenth and Magazine streets to the right-of-way of the K. and J. Bridge Company. He requested that for that reason and because of the fact that the proposed plan would damage property along the out-lined right-of-way, the meeting of the committee be a public one. Dr. Gilbert expressed the willingness of the committee to look into the matter thoroughly with the people who believed that they would be injured, and said that some afternoon next week would be chosen as the time for the examination of the ordinance.

The clerk, J. George Miller, read the resolution introduced by Councilman Kerr, passed by the lower board at the last meeting providing for a public investigation of the manner in which the City Hospital is carried on. Mr. Knecht moved to lay the resolution on the table, saying that the matter belonged to the Board of Public Safety. He had the matter in faith in the world, he said, in the Board of Public Safety and he believed that it would do full justice to all. Dr. Gwert said that he looked on the resolution as an attempt to have a public investigation introduced at a time when it appeared as if the inquiry was to be executive. Since the board had actually begun a public inquiry into the charges made against the conduct of the hospital, he said, the chief occasion for the resolution was removed. He moved as a substitute for Mr. Knecht's motion that the resolution be laid on the table and adopted.

Tried to Force Report.

Several of the members of the board, all of them except Mr. Embury, tendering their good offices as peace-makers, had something to say when Mr. Embury called for the report of the Finance Committee on the resolution to regulate the salaries of the members of the Eastern District. Mr. Embury wanted to establish a precedent of taking matters submitted to a committee out of the hands of the committee and passing it without hearing their report. Mr. Embury tried to force the report as last night, but the board refused to do so. Mr. Taylor demurred, saying he could not be present. The regular session of the board, by pointing out that the salaries of the commissioners, even if ordered, could be paid under the sewer bond issue was voted in November. The city has no money now, he said, won't have until the sewer bond is approved and advanced for services rendered by the owner of property transported, or for any instrumentality furnished by the city. The provision, railroad attorneys say, interferes with private contracts, and will be attacked on that ground.

Reasonable Charges.

A second provision of the law, which it is asserted will be attacked, is that providing that the commission may determine just and reasonable charges, or allowances for services rendered by the owner of property transported, or for any instrumentality furnished by the city. The provision, railroad attorneys say, interferes with private contracts, and will be attacked on that ground.

MINUTES ACTUALLY READ.

Requisite Number of Members to Dispense With Reading Lacking.

The lower board of the General Council was only in session forty-five minutes last night, but the session would have been about twenty-five minutes shorter had sufficient number of members been present to have dispensed with the reading of the minutes. It was probably the first time the minutes have been read through within a year.

Only fifteen members were present, the absentees being Councilmen Christen, Hill, Miller, Palmer, Reichert, Sanders, Schweitzer, Smith and Yager.

The regular session of the board regulating the assessment of property in the city for the year 1906 was read and adopted.

The ordinance requiring the Board of Public Works to notify property owners before beginning the construction of sidewalks was referred to the Revision Committee.

An ordinance was passed providing for the construction of a sewer in Sherwood avenue from Baxter avenue to 235 feet, also another providing for the construction of a sewer in the neighborhood of Hemlock street and Gibson Lane.

Councilman Birch of the Railroad Committee reported favorably on a resolution granting the Kentucky and Indiana Bridge Company the right to lay a switch from Portland avenue to Duncan street, near Fifteenth street.

The board concurred in the adjourning resolution of the Board of Aldermen fixing the next meeting date at August 22.

LARGE VERDICT FOR BREACH OF PROMISE.

Union City, Tenn., Aug. 7.—Twenty-one thousand dollars was awarded Miss Lola Walker by the jury in the damages suit in which she sued Col. Dick Edwards, of this city, for \$50,000 for alleged breach of promise. The case was given to the jury at 11:30 o'clock and the verdict was returned at 3 o'clock. The case has been on trial thirty-two days.

TO ATTEND REUNION OF MARYLANDERS.

Baltimore, Md., 7.—Gov. Edwin Warfield, accompanied by Secretary of State Oswald Tighman, Adj. Gen. Clinton L. Riggs and Col. Richard S. Hill, of his staff, left at 4:30 this afternoon over the Baltimore and Ohio for Springfield, O., where he is to attend a reunion of former Marylanders now living in Ohio, which is to take place to-morrow at Springfield.

RATE LAW

Will Soon Be Tested in the Courts.

RESPONSIBILITY OF CARRIER TO BE DETERMINED.

WASHINGTON IS IN CHARGE OF CLERKS.

CABINET OFFICERS AWAY.

Washington, Aug. 7.—[Special.]—Representatives of the legal departments of railroads, who are here in consultation with members of the Interstate Commerce Commission say the railroad rate law will surely be tested in the courts at an early date. According to the information they convey the Pennsylvania road will probably make the first test.

The leading attorney for a Southern road is of the opinion that the first test will probably be to determine whether the initial carrier shall be held responsible to the shipper for damages or loss to property. The frequency of accidents arising from this source has induced him to believe that this provision will be the basis for the first decisive battle.

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thing of the past according to officials of the Navy Department. The hideous decorations form too ready a means of identification of deserters for the new generation. Tattoo marks are such a ready means of identification that they are decidedly unpopular with men who have any thought of desertion, as there is no means of removing decorations picked into the skin with the sort of ink used in tattooing. Americans have never taken kindly to this means of personal embellishment, and since the Navy has increased the percentage of American born recruits and is offering more opportunities for advancement a class of men has been taken into the service which does not favor the barbaric customs of the old-time sailors.

Washington Notes.

—Doctors J. P. Bogge and A. S. Lewis, Pension examining surgeons at Jackson and Greensburg, Ky., have resigned. —Newton Flenner has been appointed postmaster at Harrodsburg, Butler county, Ky., Vice H. D. Haven, removed.

TEN DEATHS

ATTRIBUTED DIRECTLY TO THE HEAT IN NEW YORK.

Murders, Suicides and Accidents Follow Heated Spell—Rain Brings Relief.

New York, Aug. 7.—A heavy thunderstorm accompanied by a deluge of rain to-night brought welcome relief from the torrid heat of the past three days. Lightning struck in several places in the city, but no serious damage was done. The effects of the heated term were shown in the record of ten deaths to-day attributed directly to the heat.

Crazed by the heat James Lupe to-day shot and killed his wife and then shot a bullet through his own brain, inflicting a probably mortal wound.

Hartman Wenzel, sixty-five years of age, overcome by heat and excitement, fell fainting from a stoop last night and was killed. Wenzel, a retired cabinet maker, had one son, a convicted murderer condemned to be executed. The father had been striving to get the death sentence commuted. After great efforts he succeeded in obtaining a stay of execution. With this news he hurried to the house of his pastor, Rev. Herman A. Stutz.

The old man in his excitement hurried along for over a mile regardless of the heat. The pastor had helped him to get the reprieve and he was anxious to hear him the news. As he stood at the clergyman's door waiting to be admitted, he fainted and fell backward down the steps.

IMPOSING NAME IN AMUSEMENT WORLD.

Nelsons at Fontaine Ferry Park Members of Remarkable Family of Circus Performers.

Warm weather and an extraordinary good vaudeville bill have combined to attract to Fontaine Ferry Park this week the largest crowds of the season. It would be difficult to book a better show than the one in the summer theater with the Nelson family of acrobats as the top liners. The stunts of these performers rival if they do not surpass any vaudeville turn ever given here.

There are eleven members of the company and they have won fame throughout this country and Europe through their former association with the Barnum & Bailey circus. The name of Nelson is one of the most familiar in the world of athletics. More than a score of tumblers, gymnasts and acrobats bear the name and all of them have "made good" in their chosen callings.

Great preparations are being made at the park for the appearance next week of the Royal Hawaiian Band which will be the free attraction for fourteen continents, beginning Sunday afternoon. It is the first time the band has appeared in the East and the present tour is a limited one that will shortly carry it back to the Pacific coast. The band numbers sixty musicians, under the leadership of Capt. H. Berger, the organizer of the band. It is declared to be the most remarkable musical entertainment organization that ever visited America.

CIRCUS PERFORMER TO BE HANGED.

Kansas City, Aug. 7.—J. M. Speyer, a circus performer of New Orleans, convicted recently of killing his young son, was to-day denied a new trial and he was sentenced to be hanged on September 21. Speyer will appeal to the Supreme Court.

Tattooing Dying Out.

The tattooed sailor is becoming a

THE HALDEMAN WAREHOUSE.

Phone 2814-Z.



Southwest Corner Third and Green.

Safest Building in the City and Centrally Located.

The second and third stories are used exclusively for the storage of household effects, pianos, etc., and are arranged with different-sized compartments where all goods will be under lock and key.

Separate Rooms for Household Goods

For One Load.....\$1.50 per month
For Two Loads.....\$2.50 per month
For Four Loads.....\$5.00 per month

ALL GOODS COVERED WITH TARPULINS FREE OF CHARGE.

Boxes in Vault 25c and 50c Per Month.

The first floor and basement are used for storing heavy merchandise, such as tobacco, wool, barrels, boxes, etc. Also all kinds of carriages, automobiles and traps.

We Have Every Facility for Doing a General Storage Business.

All persons desiring storage of any kind are invited to visit the warehouse and inspect the accommodations and personally judge of our general efficiency and security.

WM. ROBINSON, Manager.

MAKES FAST BALLS FOR A LIVELIHOOD

Silk O'Loughlin Authority for Story About Rochester Man Who Fattens Averages.

"WELL, well," remarked "Silk" O'Loughlin, as he read the stories about the row in the Southern League because Atlanta charges New Orleans with ringing in a "phony" ball in a recent game.

"That is like old times," continued "Silk," and reminds me of the seasons I spent as the arbitrator in minor leagues. Among the minors some years ago I was one out of the diamond for a couple of months. I rejected twenty-five balls in succession in one game I umpired, and they finally got good and gave me what the umpire had to do for the line of the ball.

Keeping an eye on the ball is one of the duties of an umpire. He doesn't have to look out for phonies so much as he does for the ones that are not. That has been cut out either accidentally or by design, and order them as soon as they are detected.

"There are many bad balls in the baseball business," who would hesitate to do so dead you couldn't drive it beyond the pitcher's box. "Home Run" is the pitcher's famous iron bat.

sanity, which they consider is caused by nervous shock. During his incarceration his brothers, W. P. and Joseph N., will continue his business, which will not be disturbed. An examination under the writ will probably be held to-morrow and Mr. Strader sent to a sanitarium or asylum.

MRS. LEDOUX SENTENCED TO HANG OCTOBER 19.

Stockton, Cal., Aug. 7.—Mrs. Emma Ledoux was sentenced to-day to be hanged October 19 next on her conviction of the murder of Albert H. McVicar, a miner with whom she had been living. The convicted woman had her sentence with calmness. The case will be appealed.

MONKEYS SMOOTHERED BY SMOKE IN TUNNEL.

Hinton, W. Va., Aug. 7.—Twenty-five monkeys belonging to the Robinson Shows were smothered to death while the circus train was passing through Big Bend tunnel. The animals were valued at \$3,000. The tunnel is two miles long and the smoke from the engine caused the death of the animals.

OLD GUARD BRYAN CLUB MEETS THIS AFTERNOON.

The Old Guard Bryan Club will meet at the Galt House at 4 o'clock this

Courier-Journal.

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Louisville, Ky., Nov. 24, 1893.

LOUISVILLE DAILY DEMOCRAT.
Louisville, Ky., 1893.

MORNING COURIER.
Louisville, Ky., June 3, 1894.

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...to Carrollton ... p. m. ... with barges from Louisville.

and Eightin street. \$84 Liverpool.

Best of references. 1114 Second st.

ward it returned, at Fifth St.

Get your...

Men's Half Hose, Half Price

And Less.

50c and
75c
Goods 25cLot of 200 dozen, closed out to
us by a New York Importing
house.Imported cottons, balbriggans,
hose and mercerized goods;
solid colors and fancy pat-
terns. Regular 50c and 75c
grades, 25c.With MAIL ORDERS send for
postage 8c on three pairs and
15c on six pairs.Levy's Third and
Market

Courier-Journal.

ALLEN PRINTING
TRADES UNION COUNCIL
LOUISVILLE, KY.

WEDNESDAY, AUGUST 8, 1906

NOTICE TO SUM-

MER WANDERERS.

Have The Courier-Journal
forwarded to your address when
you go away on your vacation.
If you are now a paid-up sub-
scriber, please let us know when
you order the paper forwarded,
and also let us know if you de-
sire it stopped at your home
address. Be careful to give post-
office, hotel or street address in
all cases.

CITY FEATURES.

National Ice Cream Company is now re-
ceiving orders for certified milk.

REINSTATED.

JEREMIAH CAMOZZI AGAIN ON
POLICE FORCE.

Former Corporal Given Place as
Patrolman on Advice of
Mayor.

Jeremiah J. Camozzi, formerly Cor-
poral, who was dismissed from the
Police Department in May by the
Board of Public Safety, on the charge
of conduct unbecoming an officer, has
been reinstated as a patrolman. The
reinstatement was made on the advice
of the Mayor, who thought that Ca-
mozzi had been done an injustice. In
time Camozzi may be restored to his
rank as a Corporal. Chief of Police
Guthrie said yesterday that Camozzi
would be assigned to duty to-day.

The charges against Corporal Ca-
mozzi which resulted in his being dis-
missed from the force were preferred
by Mollie Bard, who alleged that the
officer while on duty detained her
against her will. The Board of Public
Safety dismissed Camozzi upon the
woman's testimony. Afterward the
grand jury indicted the officer, but the
case finally came to nothing.

DINE IN STREET.

OCCUPANTS OF RESTAURANT
FRIGHTENED BY FIRE.

Small Blaze in Kitchen Causes Much
Excitement at Meal
Time.

A slight fire in the restaurant of C.
J. Hess, on Jefferson street, near Third
avenue, created considerable commo-
tion among the patrons at about 1
o'clock yesterday afternoon. A heavy
volume of smoke began to issue
through the door of the kitchen, and
seeing it, the diners were thrown into
a panic and all made a rush for the
exit, some of them carrying their
dishes with them and continuing to
eat on the sidewalk. When they fin-
ished they laid the empty dishes on a
nearby wagon.

The fire originated in the kitchen
and was caused by burning grease. The
damage was slight. The alarm was
sounded at 1:05 o'clock.

\$10.00 Michigan and Return
Monon Route.

The delightful summer outing to
Mackinac, Petoskey, Bay View, etc.,
via Monon Route to Chicago, thence
the magnificent steamer Marquette, will
be given Tuesday, Aug. 21. Call at Mo-
non office or address E. H. Bacon, D. P.
A., for particulars.

KENTUCKY FAIR DATES.

Charlottesville, August 7-9 days.
Harrodsburg, August 10-12 days.
Fleming, August 13-15 days.
Lawrenceburg, August 16-18 days.
Shiloh, August 19-21 days.
Brownsburg, August 22-24 days.
Mt. Vernon, August 25-27 days.
Columbia, August 28-30 days.
Shepherdsville, August 31-3 days.
Lawrenceburg, August 4-6 days.
Harrodsburg, August 7-9 days.
Nicholasville, August 10-12 days.
London, August 13-15 days.
Shelbyville, August 16-18 days.
Paris, August 19-21 days.
Ewing, August 22-24 days.
Elizabethtown, September 4-6 days.
Paris, September 7-9 days.
Somerset, September 10-12 days.
Monticello, September 13-15 days.
Glasgow, September 16-18 days.
State Fair, Louisville, September 17-22.
Lexington, September 17-22 days.
Hartford, September 23-25 days.
Henderson, September 26-28 days.
Falmouth, September 29-31 days.
Pembroke, October 2-4 days.
Mayfield, October 5-7 days.
Elkton, October 8-10 days.

TO DAUGHTERS

Lytleton Cooke Leaves Bulk
of Estate.

YOUNG CHILD'S SHARE CON-
SISTS MAINLY OF STOCKS.

GRANDDAUGHTER GIVEN DOL-
LAR-A-DAY INCOME.

MANY SUITS FOR DAMAGES.

The will of Lytleton Cooke, the aged
and prominent attorney who died sev-
eral days ago in Virginia, was offered
for probate yesterday morning in the
County Court. Alice Cooke Keller and
Caroline Wilson Cooke, his two daugh-
ters, received the bulk of the property,
the value of which, while believed to
be considerable, has not yet been de-
termined. The instrument was written
June 3, 1905, and witnessed by
G. W. Proctor and William W. Thomp-
son.

Caroline Wilson Cooke is given cer-
tain stocks and bonds which are to be
found in the testator's safe vault at
the Fidelity Trust Company and placed
in envelopes addressed to her. While
he does not state their value, it is
thought that they represent a large
sum. She receives this bequest in or-
der to place her on equal terms with
her sister, to whom she gave up her
interest in certain real estate, part of
which was received from the estate of
their grandfather, Thomas E. Wilson.
She had also made an assignment of
her interest in the Cooke home, at 139
Fourth avenue, to her father, which he
later turned over to Mrs. Keller. Miss
Cooke is also given the proceeds from
two \$10,000 life insurance policies, be-
sides thirty-three shares of Union Na-
tional Bank and three shares of Loui-
siana Railway preferred stock. He ad-
vises her to invest \$20,000 in some good
interest-bearing security.

Alice Cooke Keller is bequeathed
22 1/2 feet of ground on Fifth street,
between Main and Ohio; 12 1/2 feet on
Ormsby avenue, between Thirteenth
and Fourteenth streets, and also 320
acres of land in Archer county, Texas,
and the same amount in Young county,
Texas.

Jane Keller, a granddaughter, is left
\$7,800, the proceeds from two insur-
ance policies. This money, the testat-
or says, shall be so invested as to give
her a regular income of \$1 a day, or
\$365 a year, and if such an investment
cannot be secured the income is to
be allowed to accumulate until such a
sum has been raised as will earn that
amount. Upon reaching the age of
twenty-one she is to receive the fund
absolutely.

The testator provides that \$1,000 shall
be held in trust by the Cave Hill Cem-
tery Company and the proceeds devoted
to the care of the family lot.

"I make no provision for my son-in-
law, David A. Keller," says the testat-
or, "because he is better off in this
world's goods than I am." However
he directs his daughter to expend \$200
upon a souvenir for Mr. Keller. The
Fidelity Trust Company is made ex-
ecutor.

Court Paragraphs.

—Jerry Stillwell sued Minnie Stillwell
for divorce, charging abandonment.
They were married July 2, 1902.

—John Selvaug sued Louisville
Railway Company for \$2,000. He was
hurt in a collision between two cars.

—Nellie Kaler brought an attach-
ment against Brochin & Allen to
enforce collection of a judgment for
\$700.

—Lewis J. Daubert sued the city for
\$10,000 damages. He was injured by
a caving ditch in which he was at
work.

—James Connelly sued the Louisville
Railway Company for \$10,000 damages.
He was hurt in a collision between a
car and a wagon.

—Henry I. Wellenbrock sued the
Louisville Railway Company for \$2,000
damages. While attempting to get off
of one car he was struck by another.

—Edward Messmer, Jr., a minor,
brought suit in the name of his father,
Edward Messmer, Sr., against Bell &
Coughsall Company for \$7,000 on ac-
count of the loss of two fingers while
in defendant's employ.

—Mary Manly, a minor, brought suit
in the name of her father, F. Manly,
against the Louisville and Nashville
Railroad Company for \$5,000 damages.
An engine of defendant frightened a
horse she was driving and she was
thrown out of her buggy and injured.
J. C. Eardly, who was also in the bug-
y, sued for a similar amount.

Capitalized at \$15,000.

The Kaelin Land Company incor-
porated yesterday with a capitaliza-
tion of \$15,000, divided into 150 shares.
The issue is divided into \$5,000 first
preferred, \$5,000 second preferred and
\$5,000 common stock. The incorporat-
ors and their holdings are: F. Kaelin,
125 shares; A. E. Mueller, seventeen
shares; John A. Stratton, seventeen
shares. The highest amount of debt is
fixed at \$100,000.

Marriage Licenses.

Marriage licenses were issued yester-
day to the following: Louis F. Zim-
merman and Ruth Gill, John S. Harri-
son and Clara Joy Williams, John T.
Brown and Bridget Dickens, Frank A.
Gnadinger and Mary W. Determann,
Adner Kirchner and Dena Monroe,
William Eugene Singer and Adel
Mary Ehrmann, George Albert Boyle
and Ann Elizabeth Maddox.

INCREASE APPROPRIATION
FOR PUBLIC PLAYGROUNDS

Board of Park Commissioners Gives Substantial Encour-
agement to Work of Recreation League.

The appropriation for the salaries of
gymnasium instructors at the Interior
playgrounds of the city was increased
from \$750 to \$1,250 by the Board of
Park Commissioners which held its
regular monthly meeting yesterday.
Most of the increase will be devoted to
the work at the Central Park play-
ground, which is more patronized than
any other. Reports made at the meet-
ing showed that the Louisville parks
had been attended by 37,800 people
during July. Present at the meeting
of the Board yesterday were: Louis
B. Castanien, president, Louis Sel-
bach, Gottlieb Lauer and Mayor Paul
C. Patton.

It was found necessary to increase
the appropriation for the playgrounds
because that part of the work is being
conducted on a more generous scale
than ever before. The games and the
playgrounds are under the supervision
of the Recreation League, which does
all the work while the board contributes
expense money. Two instructors are
employed at Central Park, where the
equipment is more complete than at
any other of the interior parks. The
advantages are used principally by the
poorer children and the \$10,000 which
the interior parks cost every season

GOOD POSITIONS RESTRICTS BIDS.

Offered Attaches of Local
Weather Bureau

IN SOUTH AMERICAN WEATHER
BUREAU SERVICE.

POSTMASTER WOODS TO HAVE
REGULAR RECEIVING HOURS.

TO ACCOMMODATE PUBLIC.

Poring industriously over a map of
South America, George B. Wurtz, first
assistant forecast director, and Ora B.
Atto, assistant observer in the local
Weather Bureau, were trying to make
up their minds yesterday afternoon
whether they would accept positions in
the South American Weather Bureau
Service, tendered them by Montrose W.
Hayes, Director of the Argentine
Weather Service through Prof. Willis
L. Moore, Chief of the United States
Weather Bureau. The proposition
made to Mr. Wurtz carries with it a
salary of \$2,000 a year and the position
of kite observer, offered to Mr. Atto,
would pay \$1,800 per annum.

The offer to the two attaches of the
Louisville Weather Bureau is consid-
ered a compliment of a high order and
the nature of a testimonial to the ef-
ficiency of the local service. Forecas-
ter Wurtz said yesterday that he was
well acquainted with Director Hayes,
who organized the weather bureau
service in Havana. His work there
gave such satisfaction that the Argen-
tine government, in investigating the
weather bureau service of the world,
reached the conclusion that the ser-
vice of the United States was nearer
to the required standard.

Mr. Wurtz said that the Louisville
Weather Bureau was gaining wide re-
nown. Maj. H. B. Hersey, who was
formerly in charge of it, is soon to sail
in a balloon for the North Pole, while
Messrs. Wurtz and Atto, if they accept
the positions tendered to them, will go
comparatively close to the South Pole.

Neither Mr. Wurtz nor Mr. Atto has
made up his mind to accept the po-
sition and before doing so will await
the receipt of further particulars as to
the climate of the country and the du-
ties they will be called upon to per-
form.

REGULAR HOURS

For Receiving Public Established by
Postmaster Woods.

In line with the progressive spirit
shown by Postmaster Woods in the
conduct of the Louisville post-office
since his appointment to the office he
has decided to establish regular office
hours during which persons calling on
business connected with the post-office
department may hold communication
with him should they so desire.

"I have determined," he said yester-
day, "to have a regular office hour from
11 a. m. to 1 p. m. during which time
I shall always be accessible to those who
desire to see me. This is not because
I want to deny myself to the post-
office, but because I want to be of use
to my friends, and to my friends, for
just the contrary reason. This office
belongs to the public, its patrons have
a right to see me, I want them to see
me, and I want to see them. With the
many different duties devolving on me,
and the fact of which one of my duties
is to see to it that the public is served
in various portions of the building and
others into different parts of the city
to the substations, people desiring to
see me frequently find me away from
my desk. With a view, therefore, of
accommodating the public and prevent-
ing the delay of waiting, I have de-
cided upon the hours mentioned and trust
that they will find it convenient to call
within those hours on any business
requiring the personal attention of the
postmaster. Either the postmaster or
the assistant postmaster will always be
present in charge of the office."

GOOD POSITIONS

Open in Government Employ Under
Civil Service.

The United States Civil Service Com-
mission announces an examination to
be held Wednesday, August 29, to se-
cure eligibles from which to make cer-
tifications to fill a vacancy in the po-
sition of chemist, Bureau of Science,
Manila, P. I. The salary attached to
this position is \$1,500 per annum. Ex-
aminations will also be held at the
same time to fill vacancies in the Phil-
ippine service that may occur.

Judge W. G. Dearing, custodian of the
Customhouse, announced yesterday
that a civil service examination for the
position of watchman at the custom-
house would be held in the building
Saturday, August 25. The salary at-
tached to the position is \$720 per an-
num. Those desiring to take the ex-
amination are requested to address the
secretary of the Board of Civil Service
Examinations for application blank-
ets and for full particulars relating to the
examination, qualifications, duties, etc.

Examination for Watchman.

The examination for the position of
watchman at the Panama canal and Phil-
ippine service will be held in the fol-
lowing cities September 29: Atlanta,
Ga.; Boston, Mass.; Brooklyn, N. Y.;
Chicago, Ill.; Cincinnati, O.; Denver,
Col.; Philadelphia, Pa.; New Orleans,
La.; St. Louis, Mo.; St. Paul, Minn.;
San Francisco, Cal. and Washington,
D. C.

RESTRICTS BIDS.

Validity of New Lighting
Franchise Attacked.

JOHN STITES, AS TAXPAYER,
SEEKS TO PREVENT SALE.

LOUISVILLE LIGHTING CO. AP-
ARENTLY BEHIND MOVE.

LEGAL QUESTIONS RAISED.

Denying the validity of the newly
created lighting franchise John Stites,
in his capacity as a taxpayer and citizen
yesterday brought suit against the city
and Board of Public Works to prevent
by injunction its sale which is set for
August 17. In all, three different points
are urged by the plaintiff as voiding
the ordinance creating the franchise
but the main contention seems to be
that the measure is so drawn as to
restrict a full, fair and open competi-
tion for the privilege which, it is
alleged, the Constitution guarantees
everyone.

Incidentally Mr. Stites, the plaintiff,
is a director in the Louisville Lighting
Company, prospective competitor of the
purchaser of the franchise. Senator-
elect Thomas H. Patterson, James
Humphrey & Humphrey signed the pe-
tition as counsel for the plaintiff. The
Messrs. Humphrey are the regular at-
torneys for the Louisville Lighting
Company.

It is first charged that the ordinance
is unconstitutional because its caption
does not properly define the contents of
the franchise. While the title of the
ordinance describes the franchise as
conferring the right to string wires
along the streets and alleys of the city,
it makes no mention of the right to
construct conduits expressly given by
the franchise.

Why It Is Void.

It is next urged that the ordinance is
void because it entirely fails to pre-
scribe what advertisement shall be
made prior to the sale of the fran-
chise. The ordinance, it is stated,
merely delegates advertisement to the
Board of Public Works whereas, ac-
cording to the plaintiff, the manner of
advertisement should be specifically set
forth in the ordinance itself.

The ordinance provides that no one
connected with the Louisville Lighting
Company, or its associate corporation,
the Louisville Gas Company shall be
allowed to bid on the franchise in spite
of the fact the petition says "that
both of these corporations have full
power and authority to accept and em-
ploy just such franchise as here of-
fered for sale." It is declared that the
General Council has no power or au-
thority to vest in the Board of Public
Works the authority to sell the fran-
chise. The petition continues:

Manner of Bidding.

"It is provided that each bidder shall
file with the clerk a check hereinaf-
fore required, a sworn statement that
the bidder is not acting directly or in-
directly in the interest of the Loui-
sille Lighting Company or of any other
person, firm or corporation who desires
to suppress or prevent competition in
the sale of the franchise. The petition
provision of the ordinance no one will
be allowed by the Board of Public Works
to bid who does not present this af-
firmation. In waiting, I have de-
cided upon the hours mentioned and trust
that they will find it convenient to call
within those hours on any business
requiring the personal attention of the
postmaster. Either the postmaster or
the assistant postmaster will always be
present in charge of the office."

Plaintiff states that there are
a large number of persons in the city
of Louisville owning electric light plants
and furnishing electricity for light and
power; and the plaintiff claims that if
any one of these persons desires to bid
before doing so he is required to make
affidavit that he does not desire to sup-
press or prevent competition in the sale
of electricity.

It is in this way, the plaintiff says,
that a large class of persons will be
prevented from voting and a full and
fair competition for the franchise be made
impossible.

BARRETT DISMISSED.

CHARGED WITH THE MURDER
OF JOSEPH ROBERTS.

His Plea in the Police Court
Was That of Self-
Defense.

On his own testimony, Albert Barrett,
charged with the murder of Joseph
Roberts, of Chicago, Ky., was ac-
quitted in the Police Court yesterday
morning, when his examining trial was
held. Self-defense was his plea, and
his statements were borne out by those
of the five witnesses introduced by the
Commonwealth. The affair occurred in
front of Joe Rusche's saloon at Six-
teenth and Maple streets on the night
of July 21.

There were no witnesses to the sta-
bling and those who testified told what
had occurred immediately before and
after the fatal fight. Clyde Nance, a
friend of Roberts, swore that Roberts
had been drinking in the saloon, when
Barrett was there. He abused Barrett
and called him names, said the witness,
and when Barrett left to avoid trouble,
followed him outside. Rusche and Os-
car Lampton, who were also in the
saloon corroborated the testimony of
Nance and added that Roberts had
boasted that he could whip any man in
the place. Dr. O. M. Lee, of the City
Hospital, who performed the operation
on Roberts on the night of the fight,
testified and described the nature of
the wound.

Barrett testified in his own behalf,
that he had never seen Roberts until
the night of the fatal fight. He said
Roberts had abused him until feeling
a fight he had left the place. Roberts
then rushed after him, and still abusing
him, hit him in the head and drew his
knife. Roberts began to cut him when
he drew his knife and stabbed Rob-
erts to save his own life.

Roberts was found lying on the
ground near the saloon by the police a
few hours after the fight, and was
taken to the City Hospital. He refused
to tell his name or that of his assail-
ant. He was held in the City Jail for
several days and after his sister had
been advised by the police to produce
him, he surrendered to the authorities.
He has always been known as a person
of quiet disposition and has never been
in trouble before.

Amendment to Charter.

T. M. Gilmore & Co. filed an amend-
ment to the charter increasing its maxi-
mum debt from \$25,000 to \$200,000.

Jos. McWilliams & Co.

(Incorporated.)

Engineers and
Contractors,
Louisville, Ky.

Complete Power Installations

—Steam, Electric, Hydraulic.

Heating and Ventilation.

Refrigeration.

Machinery and Supplies.

BAGS

will be sacrificed, also in our
Leather Goods sale, Pocket
Books, Card Cases, Hand Bags,
Chateaux Bags, etc., all will
be sold at or near half price.
We handle only the finest
goods, so come quickly for
bargains.

\$2.50 to \$15.00

Bags, finest of leather, most
stylish shapes, now go at

\$1.50 and up.

Wm. Kendrick's Sons,
336 Fourth Avenue.

Motors and
Dynamos

One-quarter to 3,000
horsepower. Both direct
and alternating cur-
rent. For catalogue,
Electrical supplies of
every description.

HARRY I. WOOD CO.,

(INCORPORATED.)

518-520 West Main,
Louisville, Ky.

\$13.00
Round Trip
TO
OLD POINT COMFORT

August 11.
Fifteen days' limit.
Good for stop-
over in the month.
Trains through
train, no changes.
Reserve space
now. C. and O.
Office, 27 Fourth
ave., Louisville, Ky.

\$11.50
ROUND TRIP
TO MEMPHIS

National Baptist Convention
COLORED.

Dates of sale Sept. 9, 10, 11 and 12.
Return limit Sept. 20. City Ticket Of-
fice Fourth and Main. Phones 283.

CINCINNATI And
Return

\$2 Sunday, Aug. 12 B. & O. S-W.
\$1 North Vernon and Return.
Leave Seventh-street depot at
7:15 a. m. sharp.

BOSTON AND RETURN, \$31. BY SEA.
MERCHANDISE AND MINERS'
TRANSPORTATION COMPANY.
QUINCY, ILL. TRIP.
C. and O. ticket office. Personally con-
ducted tour. Leave Cincinnati Aug.
21, 25. Write for particulars.
W. P. TURNER, P. T. M., Baltimore, Md.
S. S. DUDLEY, Com'l Agent, 201 LaCade
Bldg., St. Louis, Mo.

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Cooling Soothing Delicious

There's a tingle and tone to
Fehr's Beer. There